

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

GREGORY WINSKOWSKI,

Plaintiff,

v.

ORDER

Civil No. 02-4082 (MJD/RLE)

**CITY OF STEPHEN, a municipal
corporation,**

Defendant.

Jamie R. Pierce, Marshall H. Tanick, and Teresa J. Ayling, Mansfield Tanick & Cohen, PA Counsel for Plaintiff.

Julie Anne Fleming-Wolfe, Fleming-Wolfe Law Office, Counsel for Defendant.

Pursuant to the Eighth Circuit's order and judgment in this case [Doc. Nos. 104 & 105], the Court issues the following order.

It is **HEREBY ORDERED**:

(1) The Court's Order and Judgement in favor of Plaintiff [Doc. Nos. 76 & 77] are **VACATED**;

(2) The Court's Order granting in part and denying in part Plaintiff's Motion for New Trial and Attorneys Fees [Doc. No. 85] is **VACATED AS TO AN**

AWARD OF ATTORNEYS FEES TO PLAINTIFF;

(3) The Court's Order denying Defendant's Motion as a Matter of Law or in the Alternative for a New Trial [Doc. No. 86] is **VACATED**; and

(4) Judgment shall be entered in favor of Defendant on all counts.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 13, 2006

s / Michael J. Davis
Michael J. Davis
UNITED STATES DISTRICT COURT